

## REGULAR MEETING

### MAYOR AND BOARD OF TRUSTEES, VILLAGE OF BURR RIDGE, IL

March 22, 2010

**CALL TO ORDER** The Regular Meeting of the Mayor and Board of Trustees of March 8, 2010 was held in the Meeting Room of the Village Hall, 7660 County Line Road, Burr Ridge, Illinois and called to order at 7:00 p.m. by Trustee Paveza.

**PLEDGE OF ALLEGIANCE** was conducted by John Andrews of Pleasantdale Elementary School.

**ROLL CALL** was taken by the Village Clerk and the results denoted the following present: Trustees Grela, Sodikoff, Paveza, Allen, Wott, & DeClouette. Absent was Mayor Grasso, arrived at 7:31 p.m. and Village Administrator Steve Stricker. Also present were Public Works Director Paul May, Police Chief John Madden, Community Development Director Doug Pollock, and Village Clerk Karen Thomas.

There being a quorum, the meeting was open to official business.

### **AUDIENCE**

Mr. Skip Meyers addressed the Board regarding the Village Budget and his suggestions for ways to cut expenses. He noted the expenditures in excess of \$3,000 for washing the police squad cars at Fuller's Car Wash. Mr. Meyers suggested utilizing a Cub Scout group he is familiar with to perform this task as a service project. Trustee Paveza responded to Mr. Meyers noting that in his opinion, the police vehicles are kept clean as they need to look presentable, as the officers do, when responding to a call. Trustee Paveza commented that the washing of the squad cars should be addressed with Police Chief John Madden.

Resident Marty Gleason addressed the Board regarding a book written by Pat Collins, an Assistant United States Attorney. The book is titled, Challenging the Culture of Corruption, Game Changing Reform for Illinois. The book summarizes the work of Mr. Collins as a United States District Attorney and his experience in the Reform Commission. Mr. Gleason provided a copy of the book and recommended that the Board members read the book.

**CONSENT AGENDA – OMNIBUS VOTE** After reading the Consent Agenda by Trustee Paveza, motion was made by Trustee Allen and seconded by Trustee DeClouette that the Consent Agenda – Omnibus Vote, (attached as Exhibit A), (except 6A and 7A) and the recommendations indicated for each respective item, be hereby approved.



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On Roll Call, Vote Was:

AYES: 6 – Trustees Allen, DeClouette, Grela, Paveza, Wott, Sodikoff

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

**APPROVAL OF REGULAR MEETING OF MARCH 8, 2010** were approved for publication under the Consent Agenda by Omnibus Vote.

**APPROVAL OF BUDGET WORKSHOP MINUTES OF MARCH 8, 2010** were approved for publication under the Consent Agenda by Omnibus Vote.

**RECEIVE AND FILE (DRAFT) HOTEL MARKETING COMMITTEE MEETING OF MARCH 2, 2010** were noted as received and filed under the Consent Agenda by Omnibus Vote.

**RECEIVE AND FILE (DRAFT) VETERANS MEMORIAL COMMITTEE MEETING OF MARCH 10, 2010** were noted as received and filed under the Consent Agenda by Omnibus Vote.

**RECEIVE AND FILE (DRAFT) PATHWAY COMMISSION MEETING OF MARCH 11, 2010** were noted as received and filed under the Consent Agenda by Omnibus Vote.

**RECOMMENDATION CONCERNING CHANGE ORDER #5 TO THE POLICE FACILITY CONTRACT – HARBOUR CONTRACTORS** The Board, under the Consent Agenda by Omnibus Vote, approved Change Order #5 to Harbour Contractors in the amount of \$5,521.

**RECOMMENDATION CONCERNING CHANGE ORDER #6 TO THE POLICE FACILITY CONTRACT – HARBOUR CONTRACTORS** The Board, under the Consent Agenda by Omnibus Vote, approved Change Order #6 to Harbour Contractors in the amount of \$2,338.

**RECOMMENDATION TO AWARD CONTRACT FOR 2010 CURBSIDE BRUSH PICKUP PROGRAM** The Board, under the Consent Agenda by Omnibus Vote, awarded the contract for the 2010 curbside brush pickup program to Winkler's Tree Service of LaGrange Park at the rate of \$93.74 per hour for a total not to exceed cost of \$30,000.

**RECOMMENDATION TO AWARD CONTRACT FOR COUNTY LINE ROAD SIDEWALK PHASE III (CONSTRUCTION ENGINEERING) SUPPLEMENT** The Board, under the Consent Agenda by Omnibus Vote, awarded the contract for Phase III Engineering Services for the County Line Road Sidewalk to the Thomas Engineering Group in the amended amount of \$26,341.

**RECOMMENDATION TO AWARD CONTRACT FOR PHASE I ENGINEERING SERVICES FOR GERMAN CHURCH ROAD SIDEWALK PROJECT** The Board, under



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the Consent Agenda by Omnibus Vote, awarded the contract for Phase I Engineering Services for the German Church Road Sidewalk Project to McDonough & Associates in the amount of \$14,500.

**RECOMMENDATION TO AWARD CONTRACT FOR PHASE I ENGINEERING SERVICES FOR COUNTY LINE ROAD (NORTH) SIDEWALK PROJECT** The Board, under the Consent Agenda by Omnibus Vote, awarded the contract for Phase I Engineering Services for the County Line Road North sidewalk project to Burns & McDonnell in the amount of \$30,665.

**RECOMMENDATION TO RENEW CONTRACT WITH VILLAGE PROSECUTOR** The Board, under the Consent Agenda by Omnibus Vote, approved the renewal of the contract for Village Prosecutor, Linda Pieczynski, effective June 1, 2010 through May 31, 2011. The contract represents no increase in the current rates of \$180 per-court session for sessions of two hours or less, and the hourly rate of \$130, which applies to court sessions exceeding two hours.

**RECOMMENDATION TO REAPPOINT BARBARA MIKLOS TO THE EMERGENCY TELEPHONE SYSTEM (E-9-1-1) BOARD FOR A ONE-YEAR TERM EXPIRING FEBRUARY 1, 2011** The Board, under the Consent Agenda by Omnibus Vote, approved the Mayor's recommendation to reappoint Barbara Miklos to the Emergency Telephone System (E-9-1-1) Board for a one year term expiring February 1, 2011.

**RECOMMENDATION TO REAPPOINT JACK ROCHE TO THE EMERGENCY TELEPHONE SYSTEM (E-9-1-1) BOARD FOR A ONE-YEAR TERM EXPIRING FEBRUARY 1, 2011** The Board, under the Consent Agenda by Omnibus Vote, approved the Mayor's recommendation to reappoint Jack Roche to the Emergency Telephone System (E-9-1-1) Board for a one year term expiring February 1, 2011.

**RECOMMENDATION TO REAPPOINT BOB JEWELL TO THE EMERGENCY TELEPHONE SYSTEM (E-9-1-1) BOARD FOR A ONE-YEAR TERM EXPIRING FEBRUARY 1, 2011** The Board, under the Consent Agenda by Omnibus Vote, approved the Mayor's recommendation to reappoint Bob Jewell to the Emergency Telephone System (E-9-1-1) Board for a one year term expiring February 1, 2011.

**RECOMMENDATION TO REAPPOINT JEROME CONNELLY TO THE EMERGENCY TELEPHONE SYSTEM (E-9-1-1) BOARD FOR A ONE-YEAR TERM EXPIRING FEBRUARY 1, 2011** The Board, under the Consent Agenda by Omnibus Vote, approved the Mayor's recommendation to reappoint Jerome Connelly to the Emergency Telephone System (E-9-1-1) Board for a one year term expiring February 1, 2011.

**RECOMMENDATION TO REAPPOINT JOHN MADDEN TO THE EMERGENCY TELEPHONE SYSTEM (E-9-1-1) BOARD FOR A ONE-YEAR TERM EXPIRING FEBRUARY 1, 2011** The Board, under the Consent Agenda by Omnibus Vote, approved the Mayor's recommendation to reappoint John Madden to the Emergency Telephone System (E-9-1-1) Board for a one year term expiring February 1, 2011.

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**RECOMMENDATION TO ORDER THREE SQUAD CARS FOR DELIVERY AFTER MAY 1, 2010 (LANDMARK FORD, SPRINGFIELD, IL)** The Board, under the Consent Agenda by Omnibus Vote, awarded the contract for three squad cars to Landmark Ford of Springfield, IL for a total cost of \$65,949.00 with payment and delivery to take place after May 1, 2010.

**VOUCHERS** in the amount of \$636,770.09 for the period ending March 22, 2010 and payroll in the amount of \$173,367.48 for the period ending March 6, 2010 were approved for payment under the Consent Agenda by Omnibus Vote.

**ORDINANCE AMENDING ORDINANCE NO. 784 – BUILDING LEASE (NANOPHASE TECHNOLOGIES CORPORATION)** Trustee Sodikoff requested this item be removed from the Consent Agenda as he believes he owns stock in Nanophase Technologies Corporation and would like to recuse himself from voting on this item.

Motion was made by Trustee Grela and seconded by Trustee Allen to approve the Ordinance authorizing the new four-year lease agreement with Nanophase Technologies Corporation effective September 15, 2010 in the amount of \$142,323.12,

On Roll Call, Vote Was:

AYES: 5 – Trustees Grela, Allen, Wott, Paveza, DeClouette

NAYS: 0 – None

ABSENT: 0 – None

There being five affirmative votes, the motion carried.

**THIS IS ORDINANCE NO. A-784-01-10.**

**RATIFICATION OF RESOLUTION AUTHORIZING THE VILLAGE PRESIDENT AND VILLAGE ENGINEER TO EXECUTE A LETTER THAT WILL ALLOW THE VILLAGE TO DRAW ON A LETTER OF CREDIT FOR THE SAVOY CLUB PUD** Trustee Sodikoff requested this item be removed from the Consent Agenda as he is representing Midwest Bank, the bank that issued the Letter of Credit for the Savoy Club and would like to recuse himself from voting on this item.

Motion was made by Trustee Grela and seconded by Trustee Allen to adopt the Resolution authorizing the Village President and Village Engineer to execute a letter that will allow the Village to draw on a letter of credit for the Savoy Club PUD.

On Roll Call, Vote Was:

AYES: 5 – Trustees Grela, Allen, Wott, Paveza, DeClouette

NAYS: 0 – None

ABSENT: 0 – None

There being five affirmative votes, the motion carried.

**THIS IS RESOLUTION NO. R-07-10.**





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Trustee Allen inquired as to what will happen with the Savoy Club and any responsibility the Village may have in regard to it. Doug Pollock, Community Development Director explained that Staff has met with Midwest Bank and they are hoping that a developer will purchase and complete the subdivision. The bank has the plans for the subdivision and is aware of the PUD and its requirements. Drawing on the letter of credit does not change the PUD or the zoning. Drawing on the letter of credit will allow the Village to maintain the Savoy Club until it is turned over to the residents. Changes cannot be made without the consent of the Board.

**MAYOR GRASSO** arrived at 7:31 p.m.

**RECOMMENDATION TO AWARD CONTRACT FOR 2010 EMERALD ASH BORER TREATMENT**

Paul May, Public Works Director, addressed the Board regarding the Emerald Ash Borer Program results for last year and the proposal for this year as well as a status update. The Village became aware of an Emerald Ash Borer infestation in the northeast section of the Village in the late summer of 2008. Currently, there are approximately 2,500 ash trees in the Village that will succumb to the disease within 5 to 8 years if no action is taken. In evaluating treatment alternatives, it was determined that the cost would be substantial for the removal and replacement of the ash trees. Staff conducted research and met with academic researchers and personnel at Morton Arboretum to derive a treatment plan. The recommended proposal was to use a root drench system and to expand from the original infestation by a half-mile a year, which is approximately the annual migration distance for the beetle. Last year, a total of 507 trees were treated. During the winter months, staff conducted bark peels on the treated trees and found dead beetles, which indicates the treatments are working. Of the 507 trees tested, only 3 will need to be removed.

Mr. May displayed a Village map showing private ash trees on 14 properties in which the threshold for requiring tree removal has been met. The beetle is showing a preference for the non-treated trees. Mr. May stated that Staff feels the program is effective and each year that treatment occurs, it will become more effective. Staff is proposing continued treatment this year with same the contractor as last year, Kramer Tree Specialists. Staff will coordinate treatment plans with the homeowners associations and will inform Village residents of the treatment option to help prevent additional spread.

Trustee Paveza asked when the program for this year is scheduled to begin. Mr. May responded it is scheduled for April 15<sup>th</sup> and the contractor information will be provided to residents. Residents can contact Public Works and the information will also be available on the Village Web Site.

Trustee DeClouette asked if the program is Village-wide. In response, Mr. May explained the treatment plan is an expanding radius. Staff has identified a zone and radius that is increased by one-half mile each year. However, a new infestation may alter the treatment plan. Staff is also continuing to work with Morton Arboretum on a research basis.

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Motion was made by Trustee Wott and seconded by Trustee Sodikoff to award the contract for the 2010 Emerald Ash Borer treatment to Kramer Tree Specialists at the rate of \$2.50 per diameter inch, not to exceed \$20,000.

On Roll Call, Vote Was:

AYES: 6 – Trustees Wott, Sodikoff, Allen, Grela, Paveza, DeClouette

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

**OTHER CONSIDERATIONS** There were none at this time.

**AUDIENCE** There were none at this time.

**REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS** Trustee Wott reminded everyone to shop and enjoy our restaurants now that the weather is getting nice.

**ADJOURNMENT** Motion was made by Trustee Grela and seconded by Trustee Wott that the Regular Meeting of March 22, 2010 be adjourned to Closed Session to discuss approval of Closed Session Minutes of March 8, 2010 and Probable and Imminent Litigation.

By Voice Vote, the motion carried and the meeting was adjourned at 7:40 p.m. to Closed Session.

PLEASE NOTE: Where there is no summary of discussion on any items in the minutes, this reflects that no discussion occurred other than the introduction of the item.



Karen J. Thomas  
Village Clerk  
Burr Ridge, Illinois

APPROVED BY the President and Board of Trustees this 12<sup>th</sup> day of April, 2010.

**RECONVENED REGULAR MEETING**

**MAYOR AND BOARD OF TRUSTEES, VILLAGE OF BURR RIDGE, IL.**

**March 22, 2010**

**CALL TO ORDER** The Regular Meeting of the Mayor and Board of Trustees of March 22, 2010 was reconvened 8:17 p.m. with the same Trustees in attendance as immediately preceding the Closed Meeting from 7:43 p.m. to 8:17 p.m.

**RECONVENE REGULAR MEETING** Motion was made by Trustee Allen and seconded by Trustee Paveza that the Regular Meeting of March 22, 2010 be reconvened.

On Roll Call, Vote Was:

AYES 6 – Trustees Allen, Paveza, Wott, Sodikoff, Grela, DeClouette

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

**RESOLUTION AUTHORIZING THE EXECUTION OF A FOURTH AMENDMENT TO DEVELOPMENT AGREEMENT TOLLING/STANDSTILL AGREEMENT – BURR RIDGE TOWN CENTER OPUS NORTH CORPORATION** After some discussion the consensus of the Board was to direct the Village Attorney to amend the agreement to extend the deadline for submitting a Letter of Credit to April 15, 2010 and to note that the Village has commenced the 71<sup>st</sup> Street Bridge project because money has been spent on acquisition of land and on engineering plans.

Motion was made by Trustee Grela and seconded by Trustee DeClouette to adopt the Resolution approving the fourth Amendment to the Development Agreement in principle and allow the Mayor and Village Attorney to finalize the agreement, including the above changes, on behalf of the Village Board and authorizing the Mayor to sign said agreement prior of April 1, 2010.

On Roll Call, Vote Was:

AYES 6 – Trustees Grela, DeClouette, Allen, Paveza, Wott, Sodikoff

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

**THIS IS RESOLUTION NO. R-08-10**

**ADJOURN REGULAR MEETING** Motion was made by Trustee Wott and seconded by Trustee Grela that the Regular Meeting of March 22, 2010 be adjourned.

On Roll Call, Vote Was:

AYES 6 – Trustees Wott, Grela, Paveza, Allen, Sodikoff, Grela

NAYS: 0 – None

ABSENT: 0 – None

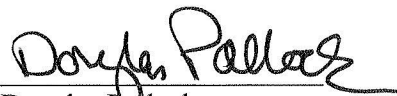
There being six affirmative votes, the motion carried and the Regular Meeting of March 22, 2010 was adjourned at 8:20 p.m.



Karen J. Thomas

Village Clerk

Burr Ridge, Illinois



Douglas Pollock

Village Clerk Pro-Tempore

Burr Ridge, Illinois

APPROVED BY the President and Board of Trustees this 12<sup>th</sup> day of April, 2010.



**AGENDA  
REGULAR MEETING – MAYOR & BOARD OF TRUSTEES  
VILLAGE OF BURR RIDGE**

**March 22, 2010  
7:00 p.m.**

- 1. CALL TO ORDER/PLEDGE OF ALLEGIANCE – John Andrews  
Pleasantdale Elementary School**
- 2. ROLL CALL**
- 3. AUDIENCE**
- 4. CONSENT AGENDA – OMNIBUS VOTE**

All items listed with an asterisk (\*) are considered routine by the Village Board and will be enacted by one motion. There will be no separate discussion of these items unless a Board member or citizen so request, in which event the item will be removed from the Consent Agenda.

**5. MINUTES**

- \*A. Approval of Regular Meeting of March 8, 2010
- \*B. Approval of Budget Workshop Minutes of March 8, 2010
- \*C. Receive and File Draft Hotel Marketing Committee Meeting of March 2, 2010
- \*D. Receive and File Draft Veterans Memorial Committee Meeting of March 10, 2010
- \*E. Receive and File Draft Pathway Commission Meeting of March 11, 2010

**6. ORDINANCES**

- \*A. Approval of Ordinance Amending Ordinance No. 784 - Building Lease (Nanophase Technologies Corporation)

**7. RESOLUTIONS**

- \*A. Ratification of Adoption of Resolution Authorizing the Village President and Village Engineer to Execute a Letter that will Allow the Village to Draw on a Letter of Credit for the Savoy Club PUD

**8. CONSIDERATIONS**

- A. Consideration of Recommendation to Award Contract for 2010 Emerald Ash Borer Treatment
- \*B. Approval of Recommendation Concerning Change Order #5 to the Police Facility Contract – Harbour Contractors
- \*C. Approval of Recommendation Concerning Change Order #6 to the Police Facility Contract – Harbour Contractors

- \*D. Approval of Recommendation to Award Contract for 2010 Curbside Brush Pickup Program
- \*E. Approval of Recommendation to Award Contract for County Line Road Sidewalk, Phase III (Construction Engineering) Supplement
- \*F. Approval of Recommendation to Award Contract for Phase I Engineering Services for German Church Road Sidewalk Project
- \*G. Approval of Recommendation to Award Contract for Phase I Engineering Services for County Line Road (north) Sidewalk Project
- \*H. Approval of Recommendation to Renew Contract with Village Prosecutor
- \*I. Approval of Recommendation to Reappoint Barbara Miklos to the Emergency Telephone System (E-9-1-1) Board for a One-Year Term Expiring February 1, 2011
- \*J. Approval of Recommendation to Reappoint Jack Roche to the Emergency Telephone System (E-9-1-1) Board for a One-Year Term Expiring February 1, 2011
- \*K. Approval of Recommendation to Reappoint Bob Jewell to the Emergency Telephone System (E-9-1-1) Board for a One-Year Term Expiring February 1, 2011
- \*L. Approval of Recommendation to Reappoint Jerome Connelly to the Emergency Telephone System (E-9-1-1) Board for a One-Year Term Expiring February 1, 2011
- \*M. Approval of Recommendation to Reappoint John Madden to the Emergency Telephone System (E-9-1-1) Board for a One-Year Term Expiring February 1, 2011
- \*N. Approval of Recommendation to Order Three Squad Cars for Delivery after May 1, 2010 (Landmark Ford, Springfield, IL)
- \*O. Approval of Vendor List
- P. Other Considerations – For Announcement, Deliberation and/or Discussion Only – No Official Action will be Taken

## **9. AUDIENCE**

## **10. REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS**

## **11. CLOSED SESSION - Approval of Closed Session Minutes of March 8, 2010 - Probable and Imminent Litigation**

## **12. RECONVENED MEETING**

- A. Consideration of Adoption of Resolution Authorizing the Execution of a Fourth Amendment to Development Agreement Tolling/Standstill Agreement – Burr Ridge Town Center Opus North Corporation

## **13. ADJOURNMENT**